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Commissioner for Patents

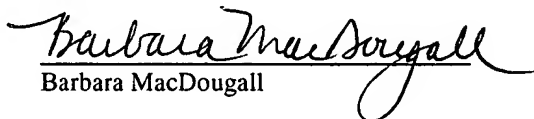
P.O. Box 1450

Alexandria, VA 22313-1450

on July 19, 2004

Date

*Attorney Docket No.00032.P17US*

  
Barbara MacDougall

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Darrell C. Horn, et al.	)	Examiner:	N/A
		)		
Serial No:	10/781,366	)	Art Unit:	N/A
		)		
Filed:	February 17, 2004	)	Confirmation No:	2777
		)		
Title:	MODULAR, ANGULAR DIRECT	)		
	STEAM COOKER	)		

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION TO ACCORD FILING DATE**

Dear Sir:

Pursuant to 36 CFR §1.10, applicant herein, by and through his attorneys of record, respectfully requests that the Commissioner accord the original application in the above-captioned matter a filing date of February 17, 2004 (02/17/2004), the date the correspondence was deposited with the USPS for delivery by the "Express Mail Post Office to Addressee."

The relevant facts are set forth below:

*Application Ser. No.10/781,366*  
*Attorney Docket No: 00032.P17US*

1. On February 17, 2004, I signed and dated the certificate of express mailing on the title page of the above-captioned application. The certificate of mailing included the number of the Express Mail mailing label, as is required under 37 CFR §1.10(d)(2), which number is EL 989154835. A true and correct copy of said title page is attached hereto as Exhibit A.

2. Concurrently, on February 17, 2004, I prepared a Transmittal Letter to the United States Patent and Trademark Office, for the instant application, a true and correct copy of which is attached hereto as Exhibit B.

3. I instructed my legal assistant, Barbara MacDougall, to place the transmittal letter, as well as accompanying documents, including the application filing fee, in a sealed Express Mail envelope and to attach an Express Mail mailing label bearing number EL98154835US, corresponding to the number indicated on the enclosed certificate of mailing. A true and correct copy of the Customer Copy of the Express Mail mailing label is attached hereto as Exhibit C.

4. At approximately 4:45 p.m., the sealed Express Mail envelope was delivered to the U.S. Post Office in Santa Rosa, California.

5. On or about March 1, 2004, I received the postage paid return postcard I included in the application filing package, a true and correct copy of which is attached hereto as Exhibit D.

6. On May 17, 2004, I received the Filing Receipt in this matter, a true and correct copy of which is attached hereto as Exhibit E. The Filing Receipt indicates a filing date of February 18, 2004.

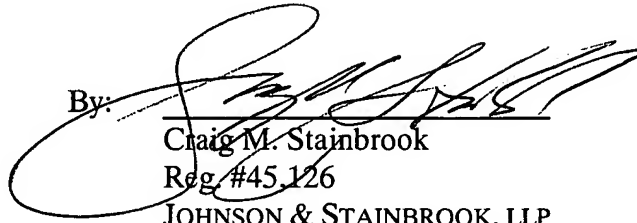
7. Accordingly, for the foregoing reasons, applicant respectfully requests that the Commissioner accord the original application in the above-captioned matter a filing date of

February 17, 2004, the date the correspondence was deposited with the USPS for delivery by the  
"Express Mail Post Office to Addressee."

Respectfully submitted,

Dated: July 19, 2004

By:

A large, stylized handwritten signature in black ink, likely belonging to Craig M. Stainbrook, is written over a horizontal line.

Craig M. Stainbrook

Reg. #45,126

JOHNSON & STAINBROOK, LLP  
Attorneys for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*Utility Patent Application  
for  
United States Letters Patent*

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**MODULAR, ANGULAR DIRECT STEAM COOKER**

Inventor(s):  
***Darryl C. Horn  
Janis Zakis***

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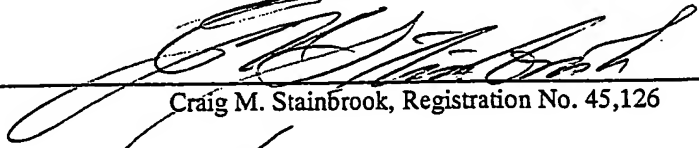
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EL 989154835  
Mailing Label Number

February 17, 2004  
Date of Deposit

The undersigned hereby certifies that this Patent Application is being deposited  
with the United States Postal Service "Express Mail Post Office to Addressee"  
in accordance with the provisions of 37 CFR Section 1.10 on the date indicated above  
and is addressed to:

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

  
Craig M. Stainbrook, Registration No. 45,126

**JOHNSON & STAINBROOK, LLP**

3558 Round Barn Blvd., Suite 203  
Santa Rosa, California 95403  
707.578.9333

Attorney Docket No. 00032:P17US  
Priority Date: 02/15/2003 (February 15, 2003)



**JOHNSON & STAINBROOK, LLP**

Registered Patent Attorneys  
Patents, Trademarks, Copyrights  
And Related Matters

**Marin County Office**  
165 N. Redwood Drive, Ste.110  
San Rafael, CA 94903  
Tel: (415) 499-8822  
Fax: (415) 472-4347

**Sonoma County Office**  
3558 Round Barn Blvd., Ste. 203  
Santa Rosa, CA 95403  
Tel: (707) 578-9333  
Fax: (707) 578-3133

February 17, 2004

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Attorney Docket No. 00032.P17US

Sir:

Transmitted herewith for filing is the patent application of:

**Inventor(s):** DARRELL C. HORN, 3707 LLYN GLASLN PLACE, SANTA ROSA, CALIFORNIA 95403,  
whose residence is Santa Rosa, California; and JANIS ZAKIS, 11 SANDAY STREET, GLEN  
WAVERLEY, VICTORIA, AUSTRALIA, whose residence is Glen Waverley, Victoria, Australia.

**For:** MODULAR, ANGULAR DIRECT STEAM COOKER

Enclosed are the following:

- (1) Specification (15 pages);
- (2) 8 Claims -- 2 independent, 6 dependent
- (3) Drawings (5 sheets, informal);
- (4) Declaration and Power of Attorney, unsigned;
- (5) Certificate of Mailing by Express Mail;
- (6) Stamped and self-addressed post card; and
- (7) Credit card authorization in the amount of \$385.00.

*Applicant is entitled to Small Entity Status for purposes of calculating the filing fee.*

Pursuant to the provisions of 37 C.F.R. §§ 1.10 and 1.53, applicant respectfully requests that this application be assigned a serial number and a filing date of February 17, 2004, the date upon which the application was mailed to the Patent and Trademark Office by Express Mail.

Very truly yours,

**JOHNSON & STAINBROOK, LLP**

Craig M. Stainbrook  
Registration # 45,126  
Attorneys for Applicant

EL989154835US



Coddington Station  
 Santa Rosa, California  
 954019998  
 0567830662-0097  
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Product Description	Sale Qty	Unit Price	Final Price
ALEXANDRIA VA 22313 Express Mail PO-ADD Serial Number EL989154835US 2nd Day Noon / Normal Delivery			\$13.65
Customer Postage			-\$13.65
Subtotal:			\$0.00
Total:			\$0.00

Paid by:

Bill#: 1000300005187  
 Clerk: 24

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 Thank you for your business.  
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PO ZIP Code 95407	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>	Delivery Attempt Time	Employee Signature	
Date In Mo. Day Year 2 17 2004	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 13.65	Delivery Attempt Time	Employee Signature	
Time In 4:45 PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Delivery Date Time	Employee Signature	
Weight 55 lbs. 55 ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee	<input type="checkbox"/> <b>NO DELIVERY</b> <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday <small>WAVES OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.</small>		
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00032, P1705					

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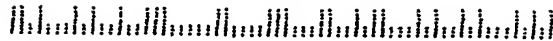
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**JOHNSON & STAINBROOK, LLP**  
Registered Patent Attorneys  
3558 Round Barn Blvd, Ste. 203  
Santa Rosa, CA 95403

35403+1740  
USPS 1000



**UTILITY PATENT APPLICATION**

Applicant: Darryl C. Horn. et al.  
Title: MODULAR ANGULAR DIRECT STEAM COOKER  
☒ Specification, Claims, Abstract in 15 pages  
☒ Drawings 5 sheets ☒ Decl./Power of Atty  
☐ Rqst/Cert. 35 USC 122(b)(2)(B)(i)  
☒ Certificate of Mailing ☐ IDS  
☒ Filing Fee: \$385.00

Attorney Docket No. 00032.P17US

19270 U.S. PTO  
10/781366





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/781,366	02/18/2004	3749	385	00032.P17US	5	8	2

JOHNSON & STAINBROOK, LLP  
Suite 203  
3558 Round Barn Blvd.  
Santa Rosa, CA 95403



CONFIRMATION NO. 2777

FILING RECEIPT



\*OC000000012680837\*

Date Mailed: 05/17/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Darryl C. Horn, Santa Rosa, CA;  
Janis Zakis, Glen Waverley, AUSTRALIA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 05/15/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

Modular, angular direct steam cooker

Preliminary Class



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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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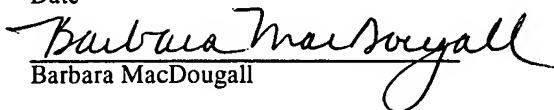
Box DAC

Assistant Commissioner for Patents

Washington, D.C. 20231

on July 19, 2004.

Date

  
Barbara MacDougall

Attorney Docket No. 00032.P17US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Darrell C. Horn	)	Examiner:	N/A
Serial No:	10/781,366	)	Art Unit:	N/A
Filed:	02/17/04	)	Confirmation No:	2777
Title:	MODULAR, ANGULAR DIRECT STEAM COOKER	)		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION OF CRAIG M. STAINBROOK  
IN SUPPORT OF PETITION TO ACCORD FILING DATE**

I, Craig M. Stainbrook declare as follows:

1. On February 17, 2004, I signed and dated the certificate of express mailing on the title page of the above-captioned application. The certificate of mailing included the number of the Express Mail mailing label, as is required under 37 CFR §1.10(d)(2), which number is EL 989154835.

2. Concurrently, on February 17, 2004, I prepared a Transmittal Letter to the United States Patent and Trademark Office, for the instant application.

3. I instructed my legal assistant, Barbara MacDougall, to place the transmittal letter, as well as accompanying documents, including the application filing fee, in a sealed Express

Application Ser. No. 10/781,366  
Attorney Docket No: 00032.P17US

Mail envelope and to attach an Express Mail mailing label bearing number EL98154835US, corresponding to the number indicated on the enclosed certificate of mailing.

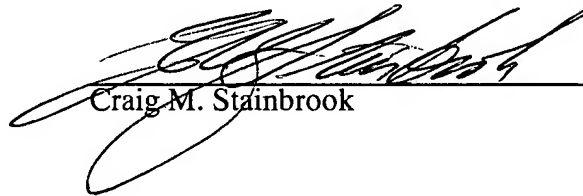
4. At approximately 4:45 p.m., the sealed Express Mail envelope was delivered to the U.S. Post Office in Santa Rosa, California.

5. On or about March 1, 2004, I received the postage paid return postcard I included in the application filing package.

6. On May 17, 2004, I received the Filing Receipt which indicates a filing date of February 18, 2004.

I declare that these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application and any registration resulting therefrom.

Executed this 19th day of July, 2004, at Santa Rosa, California.



Craig M. Stainbrook



**Certificate of Mailing under 37 CFR 1.8**

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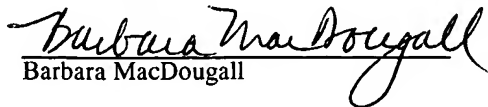
Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on July 19, 2004

Date

  
Barbara MacDougall

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Darrell C. Horn, et al.	)	Examiner:	N.A.
Serial No.:	10/781,366	)	TC/A.U.:	N.A.
Filed:	February 17, 2004	)	Confirmation No:	2777
Title:	MODULAR, ANGULAR DIRECT STEAM COOKER	)	Customer No:	28778
		)	Docket No:	00032.P17US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT TO CORRECT NAME OF INVENTOR**


Dear Sir:

Applicant respectfully requests that the following preliminary amendment be entered in the above-indicated application.

Please change the spelling of the first named inventor from Darryl C. Horn, to Darrell C. Horn.

Dated: July 19, 2004

Respectfully submitted,

  
Craig M. Stainbrook  
Registration No. 45,126  
3558 Round Barn Blvd., Suite 203  
Santa Rosa, CA 95403  
Attorney for Applicants